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| <h1 style="margin: 0;">PROMESA COVER SHEET</h1> <p style="margin: 0;">(Instructions on Reverse)</p> | | <h1 style="margin: 0;">CASE NUMBER</h1> <p style="margin: 0;">(Court Use Only)</p> | |
| PLAINTIFFS (DEBTOR, if Title III Petition; ISSUER, if Title VI Application) The Special Claims Committee of The Financial Oversight and Management Board for Puerto Rico, by and through its Members and the Official Committee of Unsecured Creditors of the Commonwealth of Puerto Rico, as co-trustees respectively, of The Commonwealth of Puerto Rico | | DEFENDANTS Wal-Mart Puerto Rico Inc. | |
| ATTORNEYS (Firm Name, Address, and Telephone No.) <div style="display: flex; justify-content: space-between;"> <div style="width: 45%;"> BROWN RUDNICK LLP Edward S. Weisfelner, Esq. Seven Times Square New York, NY 10036 Tel. (212) 209-4800 eweisfelner@brownrudnick.com Jeffrey L. Jonas, Esq. Sunni P. Beville, Esq. One Financial Center Boston, MA 02111 Tel.: (617) 856-8200 jjonas@brownrudnick.com sbeville@brownrudnick.com GENOVESE JOBLOVE & BATTISTA, P.A. John Arrastia, Esq. (Pro Hac Vice) John H. Genovese, Esq. (Pro Hac Vice) Jesus M. Suarez, Esq. (Pro Hac Vice) Mariaelena Gayo-Guitian, Esq. (Pro Hac Vice) 100 SE 2nd Street, Suite 4400 Miami, Florida 33131 Tel: (305) 349-2300 jarrastia@gjb-law.com jgenovese@gjb-law.com jsuarez@gjb-law.com mguitian@gjb-law.com </div> <div style="width: 45%;"> Ileana C. Cardona-Fernandez, Esq. USDC PR Bar No. 302610 1609 Calle Orlando Urb. Estancias de San Gerardo San Juan, PR 00926 Tel.: (787) 484-8202 icardona@icclaw.com </div> </div> | | ATTORNEYS (If Known) | |
| PARTY (Check One Box Only) <input checked="" type="checkbox"/> Debtor <input checked="" type="checkbox"/> Creditor <input type="checkbox"/> Trustee <input type="checkbox"/> U.S. Trustee/Bankruptcy Admin <input checked="" type="checkbox"/> Other | | PARTY (Check One Box Only) <input type="checkbox"/> Debtor <input type="checkbox"/> Creditor <input type="checkbox"/> Trustee <input type="checkbox"/> U.S. Trustee/Bankruptcy Admin <input checked="" type="checkbox"/> Other | |
| CAUSE OF ACTION (WRITE A BRIEF STATEMENT OF CAUSE OF ACTION, INCLUDING ALL U.S. STATUTES INVOLVED) Action for avoidance of constructive fraudulent transfer under 11 U.S.C. 544 and 550; action for disallowance of claims under 11 U.S.C. 502; and action for avoidance of fraudulent transfer under 31 L.P.R.A. §§ 3491-3500. | | | |
| NATURE OF SUIT | | | |
| <div style="text-align: center;"> <input type="checkbox"/> PROMESA Title III Petition <input type="checkbox"/> PROMESA Title VI Application for Approval of Modifications <input type="checkbox"/> Other Federal Question <input checked="" type="checkbox"/> Adversary Proceeding <input checked="" type="checkbox"/> Demand \$60,000,000.00 </div> <p style="margin-top: 10px;"><i>If Adversary Proceeding is checked, number up to five (5) boxes starting with lead cause of action as 1, first alternative cause as 2, second alternative cause as 3, etc., below:</i></p> <div style="display: flex;"> <div style="width: 50%; vertical-align: top;"> FRBP 7001(1) - Recovery of Money/Property <input type="checkbox"/> 11-Recovery of money/property - §542 turnover of property <input type="checkbox"/> 12-Recovery of money/property - §547 preference <input type="checkbox"/> 13-Recovery of money/property - §548 fraudulent transfer 1- 14-Recovery of money/property - other FRBP 7001(2) - Validity, Priority or Extent of Lien <input type="checkbox"/> 21-Validity, priority or extent of lien or other interest in property FRBP 7001(5) - Revocation of Confirmation <input type="checkbox"/> 51-Revocation of confirmation </div> <div style="width: 50%; vertical-align: top;"> FRBP 7001(7) - Injunctive Relief <input type="checkbox"/> 71-Injunctive relief - imposition of stay <input type="checkbox"/> 72-Injunctive relief - other FRBP 7001(8) Subordination of Claim or Interest <input type="checkbox"/> 81-Subordination of claim or interest FRBP 7001(9) Declaratory Judgment <input type="checkbox"/> 91-Declaratory judgment FRBP 7001(10) Determination of Removed Action <input type="checkbox"/> 01-Determination of removed claim or cause Other <input type="checkbox"/> 02-Other (e.g. other actions that would have been brought in state court if unrelated to bankruptcy case) </div> </div> | | | |
| TITLE III CASE IN WHICH THIS ADVERSARY PROCEEDING ARISES | | | |
| NAME OF DEBTOR The Commonwealth of Puerto Rico, et al. | | CASE NO. 17-BK 3283-LTS | |
| DISTRICT IN WHICH CASE IS PENDING USDC – Puerto Rico | | DIVISION OFFICE San Juan | NAME OF JUDGE Laura Taylor Swain |

| RELATED ADVERSARY PROCEEDING (IF ANY) | | |
|--|---|--------------------------|
| PLAINTIFF | DEFENDANT | ADVERSARY PROCEEDING NO. |
| DISTRICT IN WHICH CASE IS PENDING | DIVISION OFFICE | NAME OF JUDGE |
| SIGNATURE OF ATTORNEY (OR PLAINTIFF) /s/ <i>Edward S. Weisfelner</i> | | |
| DATE May 1, 2019 | PRINT NAME OF ATTORNEY (OR PLAINTIFF) Edward S. Weisfelner | |

THIS FORM IS TO BE USED EXCLUSIVELY FOR FILINGS RELATING TO THE PUERTO RICO OVERSIGHT MANAGEMENT AND ECONOMIC STABILITY ACT (PROMESA). FOR ADMINISTRATION PURPOSES **ONLY**, THE PUBLIC DOCKETS FOR PROMESA PROCEEDINGS UNDER TITLE III AND ADVERSARY PROCEEDINGS WILL BE MAINTAINED ON THE CASE MANAGEMENT/ELECTRONIC CASE FILING (CM/ECF) SYSTEM OF THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF PUERTO RICO. THESE CASES ARE UNDER THE JURISDICTION OF THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF PUERTO RICO.